

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

GERALD STONE,)	
Plaintiff,)	
vs.)	No. 3:11-CV-2263-B-BK
)	
INTERNAL REVENUE SERVICE,)	
Defendant.)	


ORDER ACCEPTING FINDINGS, CONCLUSIONS AND RECOMMENDATION
OF THE UNITED STATES MAGISTRATE JUDGE

The United States Magistrate Judge made findings, conclusions and a recommendation in this case. No objections were filed. The District Court reviewed the proposed findings, conclusions and recommendation for plain error. Finding none, the Court **ACCEPTS** the Findings, Conclusions and Recommendation of the United States Magistrate Judge.

Defendant's *Motion to Dismiss* Plaintiff's claim under the Declaratory Judgment Act is **GRANTED**, and that claim is **DISMISSED WITH PREJUDICE**. Defendant has 14 days from the date of this order to respond to Plaintiff's remaining claims.

SO ORDERED.

SIGNED this 3rd day of February, 2012



JANE J. BOYLE
UNITED STATES DISTRICT JUDGE